

**CITY COUNCIL, CITY OF ROCKFORD**  
**JOURNAL OF PROCEEDINGS**  
**NOVEMBER 25, 2013**  
**COUNCIL CONVENED AT 6:14 P.M.**

1. The invocation was given by Chaplain Ken Hendley, Free Will Baptist Church and the Pledge of Allegiance was led by the City Council Clerk Diane Reed.
2. Roll Call:  

Mayor Lawrence Morrissey

Aldermen: Durkee, Getchius, McNamara, Frost, Hill, Hervey, Oddo, Newburg, Beach,  
Elyea, McNeely, Chiarelli -12-

Absent: Thompson-Kelly, Beck -2-
3. Alderman Hervey moved to accept the Journal of Proceedings of November 18, 2013 seconded by Alderman Newburg. MOTION PREVAILED (Ald. Thompson-Kelly, Beck absent).

**PUBLIC PARTICIPATION**

4. Prophet Yusef recited a poem about the passing of a Veteran.
5. James Hesselberth announced some members of his barbershop quartet will be performing at Carnegie Hall.
6. Shanta Barnes voiced her frustration and disappointment with the city's actions regarding the Aviator Lounge.
7. David Armstrong thanked the entire community for supporting Brovemeber Beard-A-Thon, raising awareness to men's prostate cancer. He advised 100% of the proceeds will be donated to Healing Pathways in Rockford.

**PETITIONS AND COMMUNICATIONS**

8. Alderman Hervey opened a bid for Sale of Property located at 325 Penfield Place from Alejandro Arteaga in the amount of \$50.00, 10% of bid. Referred to Purchasing and Legal Department.
9. Alderman Beach submitted the Zoning Board of Appeals minutes from the meeting held on November 19, 2013. Referred to Code and Regulation Committee.
10. Alderman Beach submitted the Liquor and Tobacco Advisory Board minutes from the meeting held on November 19, 2013. Referred to Code and Regulation Committee.
11. Alderman Beach submitted a Memorandum from Mark Rose, Land Acquisition Officer, regarding a request to buy city-owned property at 1524 18<sup>th</sup> Avenue. Referred to Code and Regulation Committee.

12. Alderman Beach submitted a Memorandum from Patrick Zuroske, Capital Program Manager, regarding Groundwater Use Restriction Ordinance – Downtown Sports Complex (DSC)(Ingersoll) Project. Referred to Code and Regulation Committee.

### **NEW COMMITTEE REPORTS**

13. Alderman Hervey read a Finance and Personnel Committee Report recommending that the City of Rockford Fire Department give ownership of the 2009 18 ft. Clark Aluminum boat with a 60-horsepower Mercury outboard motor and trailer that tows the boat, to the Loves Park Fire Dept. The Loves Park Fire Dept. will own, maintain and be responsible for upkeep; the Rockford Fire Dept. will be able to use said boat and trailer without any charge. The Legal Director shall prepare the appropriate ordinance. LAID OVER.
14. Alderman Hervey moved the adoption of a Finance and Personnel Committee Report recommending approval of the total vouchers for the week of November 25, 2013 in the amount of \$4,984,382.46. MOTION PREVAILED by a Roll Call vote of:
- Ayes: Durkee, Getchius, McNamara, Frost, Hervey, Hill, Oddo, Newburg, Beach, Elyea, McNeely, Chiarelli -12-
- Nays: -0-
- Absent: Thompson-Kelly, Beck -2-
15. Alderman Beach read a Code and Regulation Committee Report recommending the approval of the annexation of 3104 Searles Avenue. LAID OVER.
16. Alderman Beach read a Code and Regulation Committee Report recommending that the Legal Director be instructed to draw an Ordinance to establish "No Parking Anytime" on the south side of Jonathon Avenue from Rockton Avenue to 295 feet east of Rockton Avenue. LAID OVER.
17. Alderman Beach read a Code and Regulation Committee Report recommending that the Legal Director be instructed to draw an Ordinance that traffic on Gale Lane be required to Yield prior to entering the intersection of Shelford Lane and Sandringham Lane. LAID OVER.
18. Alderman Beach read a Code and Regulation Committee Report recommending that the Legal Director be instructed to draw an Ordinance to establish "2 Hour Parking" on the east side of 7<sup>th</sup> Street from 4<sup>th</sup> Avenue to 75 feet south of 4<sup>th</sup> Avenue, thus repealing the "15 Minute Parking" restriction. LAID OVER.
19. Alderman Beach read a Code and Regulation Committee Report recommending that "No Action" be taken on the following items:
1. Request to establish "No Parking Anytime" on the north side of Wesleyan Avenue
  2. Request to establish "No Parking Anytime" within the cul-de-sac near 920 Garfield Avenue.

LAID OVER.

### OFFICERS REPORTS

20. Mayor Morrissey mentioned the November 2013 edition of *Roads and Bridges* features an article about the Morgan Street Bridge project. The article has been distributed for your reading.
21. Mayor Morrissey mentioned that memorandums from the Police Pension Fund Board and Fire Pension Fund Board regarding the status of those funds have been distributed to council members for review. Please contact Chris Black, Finance Director, with any questions.
22. Mayor Morrissey again announced the garbage collection for City of Rockford residents over the Thanksgiving Holiday week will be as follows: Regular pick-up schedule for Monday 11/25, Tuesday 11/26 and Wednesday 11/27. Pick-up for Thursday 11/28 will be delayed one day until Friday 11/29. The Household Hazardous Waste Site at 3333 Kishwaukee will be open for the weekend of Saturday 11/30 and Sunday 12/1 as usual
23. Mayor Morrissey thanked Alderman Hervey for leading the discussion at the Budget meeting last Saturday.
24. Mayor Morrissey wished everyone a happy Thanksgiving.
25. Alderman Getchius invited everyone to attend the Keith Creek Neighborhood Association Christmas Tree Lighting on December 12, 2013 at 6:00 pm at 6<sup>th</sup> Avenue across from Nelson School. There will also be a parade, food and festivities at Redeemer Lutheran Church.
26. Alderman McNamara mentioned last Thursday he had the opportunity to ride-along with Rockford Police Department Sgt. Kevin Ogden and Officer Vince Kelly. He commended them for their professionalism and thanked them for their service to our community.
27. Alderman Hervey reminded everyone that "Stroll on State" will take place this Saturday in downtown Rockford. She encouraged everyone to attend.

Alderman McNamara confirmed "Stroll on State" will take place this Saturday, November 28, 2013 from 4:00 to 10:00 pm.

Mayor Morrissey advised the tree lighting will take place at 6:00 pm at the PNC Bank Plaza.

28. Alderman Durkee informed council members the Auburn Street TIF Public Hearing Resolution will be on the Planning and Development Committee agenda next week and with that passage, will be before the City Council for vote. He advised staff will post on SharePoint or provide the preliminary study from Kane and McKenna regarding the TIF.

29. Alderman Hervey announced Susan Skinner, Mayor's Office, will once again be contacting each alderman for their availability to schedule another CIP budget retreat and asked to please reply as soon as possible.
30. Mayor Morrissey announced the Rockford Park District will host holiday-themed free and low-fee activities inside and outside of Nicholas Conservatory and Gardens beginning at 10:00 am and concluding the day with the Christmas tree lighting at 5:00 pm.

## **UNFINISHED BUSINESS**

### **2013-376CR**

31. Alderman Hervey moved the adoption of a Finance and Personnel Committee Report recommending approval of the 2014 License and Fee Schedule. The Legal Director shall prepare the appropriate ordinance. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hervey, Hill, Oddo, Newburg, Beach, Elyea, Chiarelli -11-  
Nays: McNeely -1-  
Absent: Thompson-Kelly, Beck -2-

### **2013-377CR**

32. Alderman Hervey moved the adoption of a Finance and Personnel Committee Report recommending the Levy Ordinance in the amount of \$52,268,903 for the levies in the General, Sanitation, Tuberculosis Sanitarium, Library, Library Maintenance, Illinois Municipal Retirement, Unemployment Compensation, Worker's Compensation, and Auditing Funds be prepared by the Finance Department in accordance with the memorandum from the Finance Director on November 4, 2013 as amended on November 18, 2013, and that said ordinance be filed with the Clerk's Office of Winnebago and Ogle Counties. MOTION PREVAILED by a Roll Call vote of:

Ayes: Getchius, McNamara, Frost, Hervey, Hill, Thompson-Kelly, Oddo, Newburg, Beach, Elyea, McNeely, Chiarelli -12-  
Nays: -0-  
Absent: Durkee, Beck -2-

### **2013-378CR**

33. Alderman Hervey moved the adoption of a Finance and Personnel Committee Report recommending the City of Rockford adopt an annual levy of .10% of the value as equalized or assessed by the Department of Revenue for street and bridge purposes and that the Finance Department shall prepare the appropriate ordinance, and that said ordinance be filed with the Clerk's Office of Winnebago and Ogle Counties. MOTION PREVAILED by a Roll Call vote of:

Ayes: Getchius, McNamara, Frost, Hervey, Hill, Thompson-Kelly, Oddo, Newburg, Beach, Elyea, McNeely, Chiarelli -12-  
Nays: -0-  
Absent: Durkee, Beck -2-

**2013-179-O**

34. Alderman Beach moved the adoption of an Ordinance amending Chapter 3, Section 3-55 of the Code of Ordinances of the City of Rockford upon all other requirements of the Liquor Ordinance having been met said amendments shall serve as City Council advice and consent for the Liquor Commissioner to issue a Liquor License to the following person:

**Karolina Lekarczyk d/b/a KL Rockford Sales Group**, for the sale of beer and wine with a gas station/convenience store and the sale of tobacco products with a gas station/convenience store in a C-3 General Commercial Zoning District at 6874 Weaver Road. Approval is subject to the following conditions:

1. Must meet all applicable building, fire and liquor codes
2. The convenience store hours are limited to Monday-Sunday 5:00 am -12:00 am
3. Inside signage cannot exceed more than 35% of the window surface.
4. The sale of rose tubes, airplane-sized bottles and any other products that can be deemed to be easily manufactured into drug paraphernalia is prohibited.
5. There shall be no single servings of beer and wine in volume of 40 ounces or less
6. That the windows shall not be obstructed with bars or other devices that block the windows.

MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hervey, Hill, Oddo, Newburg, Elyea, McNeely, Chiarelli -11-  
Nays: Beach -1-  
Absent: Thompson-Kelly, Beck -2-

**MOTIONS AND RESOLUTIONS**

**2013-207R**

35. Alderman Hervey, on behalf of the Finance and Personnel Committee, moved the adoption of a Resolution, by the City Council of the City of Rockford, Illinois that the Mayor execute an agreement for Harrison Avenue Demolitions Package A with Northern Illinois Service Co., of Rockford, Illinois for their total bid of \$20,440.00. The funding source is RMAP's STP-U. MOTION PREVAILED by a Roll Call vote of:

Ayes: Getchius, McNamara, Frost, Hervey, Hill, Thompson-Kelly, Oddo, Newburg, Beach, Elyea, McNeely, Chiarelli -12-  
Nays: -0-  
Absent: Durkee, Beck -2-

**2013-208R**

36. Alderman Hervey, on behalf of the Finance and Personnel Committee, moved the adoption of a Resolution, by the City Council of the City of Rockford, Illinois that the Mayor execute an agreement for the 2015-2019 Consolidated Plan and 2015 Annual Action Plan with J-Quad Planning Group, LLC, of Addison, Texas for a total of \$41,400. The funding source is 2014 Community Development Block Grant. MOTION PREVAILED by a Roll Call vote of:

Ayes: Getchius, McNamara, Frost, Hervey, Hill, Thompson-Kelly, Oddo, Newburg, Beach, Elyea, Chiarelli -11-  
Nays: McNeely -1-  
Absent: Durkee, Beck -2-

**2013-209R**

37. Alderman Hervey, on behalf of the Finance and Personnel Committee, moved the adoption of a Resolution, by the City Council of the City of Rockford, Illinois that the Mayor execute an agreement for Tax-Exempt Lease for City-Wide Vehicles with Fifth Third Equipment Finance, of Chicago, Illinois for an interest rate of 1.25% for the estimated lease total of \$1.3 million. The term is 5 years. The funding source is Public Works, Fire, Police and Community Development Budgets for 2014. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, Frost, Beach, Elyea, McNeely, Chiarelli -7-  
Nays: McNamara, Hervey, Hill, Oddo, Newburg -5-  
Absent: Thompson-Kelly, Beck -2-

**2013-210R**

38. Alderman Hervey, on behalf of the Finance and Personnel Committee, moved the adoption of a Resolution, by the Council of the City of Rockford, Illinois that the City approve an Agreement between the City of Rockford and the State of Illinois, Department of Transportation for improvements on US 20 (Bypass) Bridges over the Rock River in the City of Rockford, Winnebago County, Illinois. The City's estimated portion is \$142,611.50. The funding source is Sales Tax. MOTION PREVAILED by a Roll Call vote of:

Ayes: Getchius, McNamara, Frost, Hervey, Hill, Thompson-Kelly, Oddo, Newburg, Beach, Elyea, McNeely, Chiarelli -12-  
Nays: -0-  
Absent: Durkee, Beck -2-

**NEW BUSINESS**

39. Alderman Hervey introduced and read an Ordinance, be it ordained by the City Council of the City of Rockford, Winnebago and Ogle Counties, Illinois, that by the passage and approval of this Ordinance, the attached 2014 License and Fee Schedule is approved.

Alderman Hervey moved to suspend Rule 11, seconded by Alderman McNamara. MOTION FAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hervey, Hill, Oddo, Beach, Chiarelli -9-  
Nays: Newburg, Elyea, McNeely -3-  
Absent: Thompson-Kelly, Beck -2-

The Ordinance was LAID OVER.

40. Alderman Hervey made a motion to convene into closed session in order to discuss collective bargaining matters, seconded by Alderman McNamara. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Getchius, McNamara, Frost, Hervey, Hill, Oddo, Newburg, Beach, Chiarelli -10-

Nays: Elyea, McNeely -2-

Absent: Thompson-Kelly, Beck -2-

The meeting went into closed session at 6:51 pm.

The meeting returned into open session at 7:08 pm and found the following aldermen present:

Durkee, Getchius, McNamara, Frost, Hervey, Hill, Oddo, Newburg, Beach, Elyea Chiarelli -11-

- 41 Upon motion duly made and seconded, the meeting was adjourned at 7:09 p.m.

Respectfully submitted,

Diane Reed  
City Council Clerk

[The meeting was taped in its entirety, and the tape is on file in the Legal Department]

**CITY COUNCIL, CITY OF ROCKFORD, ILLINOIS**  
**City Council Chambers, 2<sup>ND</sup> floor City Hall**  
**425 E. State Street, Rockford**  
**December 2, 2013**  
**6:00 P.M.**  
**AGENDA**

The following represents, in general, the chronological order of proceedings at the City Council meeting:

- Call to Order by the Mayor
- Invocation and Pledge of Allegiance
- Roll Call and determination of quorum
- Acceptance of Journal of Proceedings
- Petitions and Communications
- Proclamations

**I. NEW COMMITTEE REPORTS TO BE READ IN DECEMBER 2, 2013**

1. Beck – Traffic on 12<sup>th</sup> Avenue be required to stop prior to entering the intersection of 19<sup>th</sup> Street and 12<sup>th</sup> Avenue, thus overturning the Traffic Commission recommendation.

- Officers Reports

**UNFINISHED BUSINESS**

**II. COMMITTEE REPORTS LAID OVER NOVEMBER 25, 2013**

1. Hervey - Finance and Personnel - Recommending that the City of Rockford Fire Department give ownership of the 2009 18 ft. Clark Aluminum boat with a 60-horsepower Mercury outboard motor and trailer that tows the boat, to the Loves Park Fire Dept. The Loves Park Fire Dept. will own, maintain and be responsible for upkeep; the Rockford Fire Dept. will be able to use said boat and trailer without any charge. The Legal Director shall prepare the appropriate ordinance.
2. Beck - Code and Regulation – Recommending the approval of the annexation of 3104 Searles Avenue.
3. Beck - Code and Regulation - Recommending that the Legal Director be instructed to draw an Ordinance to establish "No Parking Anytime" on the south side of Jonathon Avenue from Rockton Avenue to 295 feet east of Rockton Avenue.
4. Beck - Code and Regulation - Recommending that the Legal Director be instructed to draw an Ordinance that traffic on Gale Lane be required to Yield prior to entering the intersection of Shelford Lane and Sandringham Lane.



5. Beck - Code and Regulation - Recommending that the Legal Director be instructed to draw an Ordinance to establish "2 Hour Parking" on the east side of 7<sup>th</sup> Street from 4<sup>th</sup> Avenue to 75 feet south of 4<sup>th</sup> Avenue, thus repealing the "15 Minute Parking" restriction.
6. Beck - Code and Regulation - Recommending that "No Action" be taken on the following items:
  1. Request to establish "No Parking Anytime" on the north side of Wesleyan Avenue
  2. Request to establish "No Parking Anytime" within the cul-de-sac near 920 Garfield Avenue.

### **III. ORDINANCES LAID OVER NOVEMBER 25, 2013**

1. Hervey – Ordinance - 2014 License and Fee Schedule

- Motions and Resolutions

### **IV. NEW BUSINESS** (note: Ordinances may be read in under New Business and Rule 11 suspended and final vote taken. Committee Reports would have previously been voted on).

1. Hervey – Ordinance - City of Rockford Fire Department give ownership of the 2009 18 ft. Clark Aluminum boat with a 60-horsepower Mercury outboard motor and trailer that tows the boat, to the Loves Park Fire Dept. The Loves Park Fire Dept. will own, maintain and be responsible for upkeep; the Rockford Fire Dept. will be able to use said boat and trailer without any charge.
2. Beck – Ordinance- Annexation of 3104 Searles Avenue.
3. Beck – Ordinance- Establish "No Parking Anytime" on the south side of Jonathon Avenue from Rockton Avenue to 295 feet east of Rockton Avenue.
4. Beck – Ordinance - That traffic on Gale Lane be required to Yield prior to entering the intersection of Shelford Lane and Sandringham Lane.
5. Beck – Ordinance - Establish "2 Hour Parking" on the east side of 7<sup>th</sup> Street from 4<sup>th</sup> Avenue to 75 feet south of 4<sup>th</sup> Avenue, thus repealing the "15 Minute Parking" restriction.

\* same action taken before

- Adjournment

\* \* \* \* \*

### **POSSIBLE ADDITIONAL ITEMS:**

The following items appear on the City Council Standing Committee Agendas as noted. Items may receive a vote at committee and come before the first City Council meeting held after the committee meeting. Rule 11 can be suspended and final vote taken on said items at the City Council meeting (no rule suspension is necessary to take a vote on vouchers).

#### **CODE AND REGULATION COMMITTEE**

**Monday, December 2, 2013, 4:45 p.m.**

**Conference Room A, City Hall 2<sup>nd</sup> floor (north room)**

#### **AGENDA**

1. C & R 13-198 Request to buy City-Owned Property at 1524 18<sup>th</sup> Avenue
2. C & R 13-199 Groundwater Use Restriction Ordinance/Downtown Sports Complex (DSC) (Ingersoll) Project/301-401 South Water Street
3. C & R 13-194 ZBA#028-13 (A) Special Use Permit for two (2) primary off-site landmark style signs to serve shopping center  
(B) Variation to increase the sign height from 8 feet to 30 feet for (2) primary off-site landmark style free-standing signs  
(C) Variation to increase the maximum square footage of a sign from 64 square feet to 275 square feet for two (2) primary off-site landmark style signs  
(D) Variation to increase sign height from 8' to 12'6" for two (2) landmark style free-standing signs of Lot 5 and Lot 70  
(E) Variation to increase the maximum square footage of 64 to 96 square feet for (2) landmark style free-standing signs on Lot 5 and Lot 70 in a C-2, Limited Commercial Zoning District and in a C-3, General Commercial Zoning District at 18xx North Perryville Road & 2013 McFarland Road
4. C & R 13-195 ZBA#035-13 Special Use Permit for a two family residential use in a C-2, Limited Commercial District at 124 North Long Street.
5. C & R 13-196 ZBA#039-13 Special Use Permit for a used car dealership in a C-4 Urban Mixed Use Zoning at 1517 11<sup>th</sup> Street

**FINANCE AND PERSONNEL COMMITTEE**

**Monday, December 2, 2013, 5:15 p.m.**

**Conference Room B, City Hall 2<sup>nd</sup> floor (south room)**

**AGENDA**

1. Purchasing and Vouchers
  - A. Vouchers
2. 2013 COPS Grant
3. 2013 Property Tax Abatement
4. 2014 Budget Discussion
5. 2014-2018 Capital Improvement Plan

**PLANNING AND DEVELOPMENT COMMITTEE**

**Monday, December 2, 2013, 5:00 p.m.**

**CD Conference Rm., City Hall 2<sup>nd</sup> floor**

**AGENDA**

1. Resolution Establishing a Public Hearing Regarding the Auburn Street TIF.
2. Review and Discuss Recommendations about the Rockford 2020 Plan Topic #6: Housing and Plan Topic #8: Neighborhoods.

**LEGISLATIVE LOBBYING COMMITTEE**

**Monday, December 2, 2013, \_\_\_\_\_ p.m.**

**Conference Room A, City Hall 2<sup>nd</sup> floor (north room)**

**AGENDA**

No Meeting Scheduled.